

# DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF-DD ANTIBODIES; the specification of which was filed on September 16, 2003 as Application Serial No. 10/665,383.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application listed below.

Application No.: 60/411,137

Filing Date: September 16, 2002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Juergen Floege
Inventor's signature
Date March 11, 2004
Residence: Medizinische Klinik II der RWTH Aachen Pauwelsstr. 30, D-52057, Aachen, Germany
Citizenship: German

Full name of second inventor: Gadi Gazit-Bornstein
Inventor's signature 3434-B
Date
Residence: 521 Del Medio Avenue, Apt. 118, Mountain View, California 94040
Citizenship: United States
Full name of third inventor: Bruce A. Keyt
Inventor's signature Town A. Keyl
Inventor's signature \tau A - \tau L  Date \tag{\frac{1}{20}} \tag{0} \tag{4}
Residence: 1180 Lakeview Drive, Hillsborough, California 94010
Citizenship: United States
Full name of fourth inventor: William J. LaRochelle
Inventor's signature
Date
Residence: 15 Devonshire Lane, Madison, Connecticut 06443
Citizenship: United States
Full name of fifth inventor: Henri Stephen Lichenstein
Inventor's signature
Date
Residence: 88 Greenbrier Drive, Guilford, Connecticut 06437
Citizenship: United States
Send Correspondence To: KNOBBE, MARTENS, OLSON & BEAR, LLP

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Customer No. 20,995

Full name of second inventor: Gadi Gazit-Bornstein	
Inventor's signature	
Date	
Residence: 521 Del Medio Avenue, Apt. 118, Mountain View, California 94040	
Citizenship: United States	•
Full name of third inventor: Bruce A. Keyt	
Inventor's signature	
Date	
Residence: 1180 Lakeview Drive, Hillsborough, California 94010	
Citizenship: United States	
Full name of fourth inventor: William J. LaRochelle Inventor's signature  Date 2-18-04	
Residence: 15 Devonshire Lane, Madison, Connecticut 06443	
Citizenship: United States	
Full name of fifth inventor: Henri Stephen Lichenstein	
Inventor's signature	
Date	
Residence: 88 Greenbrier Drive, Guilford, Connecticut 06437	
Citizenship: United States	
Send Correspondence To:	-

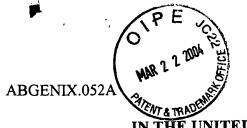
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Customer No. 20,995

KNOBBE, MARTENS, OLSON & BEAR, LLP

Full name of second inventor: Gadi Gazit-Bornstein		
Inventor's signature		
Date		
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Citizenship: United States	en e	
Full name of third inventor: Bruce A. Keyt		
Inventor's signature		
Date	er en	
Residence: 1180 Lakeview Drive, Hillsborough, California 94010		
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Date		
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Date		
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Citizenship: United States		
Send Correspondence To: KNOBBE, MARTENS, OLSON & BEAR, LLP Customer No. 20,995		

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Floege et al.	)
App. No.	:	10/665,383	)
Filed	:	September 16, 2003	)
For	:	METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF- DD ANTIBODIES	)))
Examiner	:	Not Assigned	)

# ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION AND REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventors to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, Customer

application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use Customer No. 20,995 for all communications.

ABGENIX, INC.

Dated: 2.26.04

Susan L. Thorner

Title:

Vice President, General Counsel and

Corporate Secretary

Address:

6701 Kaiser Drive

Fremont, CA 94555

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WHEREAS, I, Juergen Floege, a German citizen, residing at Medizinische Klinik II der RWTH Aachen Pauwelsstr. 30, D-52057, Aachen, Germany, have invented certain new and useful improvements in METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF-DD ANTIBODIES for which I have filed an application for Letters Patent in the United States, Application No. 10/665,383, filed on September 16, 2003;

AND WHEREAS, Abgenix, Inc. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 6701 Kaiser Drive, Fremont, California 94555, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, I, the said inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto s	et my hand and seal this 11 day of March, 2004.
WITNESSED BY:	Juergen Floege
	So. bethe.
	Witness Signature
	Markus Keffeler
	Witness Name
	March 11, 2004
	Date

Application No.: 10/665,383 Client Code: ABGENIX.052A
Filing Date: September 16, 2003 Page 1

#### ASSIGNMENT

WHEREAS, We, Juergen Floege, a German citizen, residing at Medizinische Klinik II der RWTH Aachen Pauwelsstr. 30, D-52057, Aachen, Germany, Gadi Gazit-Bornstein, a United States citizen, residing at 521 Del Medio Avenue, Apt. 118, Mountain View, California 94040, Bruce A. Keyt, a United States citizen, residing at 1180 Lakeview Drive, Hillsborough, California 94010, William J. LaRochelle, a United States citizen, residing 15 Devonshire Lane, Madison, Connecticut 06443, and Henri Stephen Lichenstein, a United States citizen, residing at 88 Greenbrier Drive, Guilford, Connecticut 06437, have invented certain new and useful improvements in METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF-DD ANTIBODIES for which we have filed an application for Letters Patent in the United States, Application No. 10/665,383, filed on September 16, 2003;

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IN TESTIMO	NY WHEREOF, I hereunto set	my hand and seal this	day of	, 2004.
			<del></del>	
		Juergen Floege		
STATE OF	) } ss.			
COUNTY OF	j			
me (or proved to me instrument, and acknow	, before me, on the basis of satisfactory evoledged to me that he executed or the entity upon behalf of which	vidence) to be the perso the same in his authoriz	on whose name is s ed capacity, and tha	subscribed to the within
WITNESS my	hand and official seal.			
[SEAL]				
•		Notary Signature	e	

Application No.: 10/665,383 Filing Date: September 16, 2003 Client Code: ABGENIX.052A Page 2

IN TESTIMO	NY WHEREOF, I hereunto se	t my hand and seal this	day of	, 2004.
		Gadi Gazit-Born	stein	
STATE OF	)			
COUNTY OF	} ss.			
instrument, and acknow	, before me,on the basis of satisfactory or ledged to me that he executed or the entity upon behalf of wh	d the same in his authoriz	ed capacity, and that	
WITNESS my	hand and official seal.			
[SEAL]		Notary Signature	e	
IN TESTIMOI	NY WHEREOF, I hereunto se	et my hand and seal this	day of	, 2004.
		Bruce A. Keyt		
STATE OF				
COUNTY OF	} ss.			
instrument, and acknow	on the basis of satisfactory of the entity upon behalf of wh	d the same in his authoriz	ed capacity, and that	d personally known to bscribed to the within by his signature on the
WITNESS my	hand and official seal.			
[SEAL]				
		Notary Signatur	e	

PATENT Client Code: ABGENIX.052A Page 3

IN TESTIMONY WHEREOF, I hereunto set my h	and and seal this \\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
	William O Latherland
	William J. LaRochelle
STATE OF CT   ss.	<b>,</b>
On Z/600 , before me, William me (or proved to me on the basis of satisfactory evidence instrument, and acknowledged to me that he executed the sinstrument the person, or the entity upon behalf of which the	The horizonally appeared personally known to be to be the person whose name is subscribed to the within ame in his authorized capacity, and that by his signature on the person acted, executed the instrument.
WITNESS my hand and official seal. [SEAL]	Notary Signature
IN TESTIMONY WHEREOF, I hereunto set my h	and and seal this day of, 2004.
	Henri Stephen Lichenstein
STATE OF   Ss.	
COUNTY OF J	
On, before me, me (or proved to me on the basis of satisfactory evidence instrument, and acknowledged to me that he executed the sinstrument the person, or the entity upon behalf of which the	, personally appeared personally known to ce) to be the person whose name is subscribed to the within ame in his authorized capacity, and that by his signature on the person acted, executed the instrument.
WITNESS my hand and official seal.	·
[SEAL]	
	Notary Signature

Application No.: 10/665,383 Filing Date: September 16, 2003

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Application No.: 10/665,383 Client Code: ABGENIX.052A Filing Date: September 16, 2003 Page 1

#### ASSIGNMENT

WHEREAS, We, Juergen Floege, a German citizen, residing at Medizinische Klinik II der RWTH Aachen Pauwelsstr. 30, D-52057, Aachen, Germany, Gadi Gazit-Bornstein, a United States citizen, residing at 521 Del Medio Avenue, Apt. 118, Mountain View, California 94040, Bruce A. Keyt, a United States citizen, residing at 1180 Lakeview Drive, Hillsborough, California 94010, William J. LaRochelle, a United States citizen, residing 15 Devonshire Lane, Madison, Connecticut 06443, and Henri Stephen Lichenstein, a United States citizen, residing at 88 Greenbrier Drive, Guilford, Connecticut 06437, have invented certain new and useful improvements in METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF-DD ANTIBODIES for which we have filed an application for Letters Patent in the United States, Application No. 10/665,383, filed on September 16, 2003;

AND WHEREAS, Abgenix, Inc. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 6701 Kaiser Drive, Fremont, California 94555, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

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IN TESTIMO	NY WHEREOF, I hereunto set my ha	and and seal this	day of	, 2004.
		Juergen Floege		
STATE OF	) } ss.			
COUNTY OF	J 33.			
me (or proved to me instrument, and acknow	, before me, on the basis of satisfactory evidence wledged to me that he executed the s or the entity upon behalf of which the	ce) to be the person same in his authorized	n whose name is sub d capacity, and that b	oscribed to the within
WITNESS m	y hand and official seal.			
[SEAL]				
		Notary Signature		

Application No.: 10/665,383 Filing Date: September 16, 2003

Client Code: ABGENIX.052A
Page 2

IN TESTIMO	NY WHEREOF, I hereunto se	my hand and seal this day of, 2004.
		Gadi Gazit-Bornstein
STATE OF	]	
COUNTY OF	} ss. }	
instrument, and acknow	ledged to me that he execute	, personally appeared personally kn vidence) to be the person whose name is subscribed to the I the same in his authorized capacity, and that by his signature the person acted, executed the instrument.
WITNESS my	hand and official seal.	
[SEAL]		Notary Signature
IN TESTIMO	NY WHEREOF, I hereunto se	t my hand and seal this day of, 2004.
		Bruce A. Keyt
STATE OF		
COUNTY OF	ss.	
instrument, and acknow	on the basis of satisfactory deleged to me that he execute	, personally appeared personally knowidence) to be the person whose name is subscribed to the difference that the same in his authorized capacity, and that by his signature ich the person acted, executed the instrument.
WITNESS my	hand and official seal.	,
[SEAL]		N. C.
		Notary Signature

Client Code: ABGENIX.052A

Page 3

IN TESTIMONY WHEREOF, I hereunto set my har	nd and seal this day of, 2004.
	•
	William J. LaRochelle
STATE OF } ss.	
COUNTY OF	
On, before me,	, personally appeared personally known to
	e) to be the person whose name is subscribed to the within me in his authorized capacity, and that by his signature on the person acted, executed the instrument.
WITNESS my hand and official seal.	
[SEAL]	Notary Signature
IN TESTIMONY WHEREOF, I hereunto set my ha	nd and seal this 12 day of Khruag, 2004.  Henri Stephen Lichenstein
STATE OF Connecticuty	
COUNTY OF New Hower ss.	
me (or proved to me on the basis of satisfactory evidence	personally appeared personally known to e) to be the person whose name is subscribed to the within time in his authorized capacity, and that by his signature on the person acted, executed the instrument.
WITNESS my hand and official seal. [SEAL]	Notary Signature

SHANNA DAVIS NOTARY PUBLIC MY COMMISSION EXPIRES JUNE 30, 2007

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Application No.: 10/665,383 Client Code: ABGENIX.052A Filing Date: September 16, 2003 Page 1

### ASSIGNMENT

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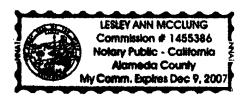
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IN TESTIMO	NY WHEREOF, I hereunto set	my hand and seal this day of _	, 2004.
		Juergen Floege	
STATE OF	) } ss.		
COUNTY OF	j		
me (or proved to me instrument, and acknown	on the basis of satisfactory ev wledged to me that he executed	, personally ridence) to be the person whose nathe same in his authorized capacity, h the person acted, executed the instr	me is subscribed to the within and that by his signature on the
WITNESS my	y hand and official seal.		
[SEAL]			
4		Notary Signature	

Client Code: ABGENIX.052A Page 2

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 20th day of February, 2004.			
Gadi Gazit-Bornstein			
STATE OF CALIFORNIA ) ss.			
On 20 FEB. 2004, before me, LESLEY AND MCCLUSG personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.			
WITNESS my hand and official seal.  [SEAL]  LESLEY ANN MCCLUNG Commission # 1455386 Notary Public - Collomio Alameda County My Comm. Expires Dec 9, 2007			
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this <u>o</u> day of <u>Felo.</u> , 2004.			
Fonce A Keyt			
STATE OF CALIFORNIA			
COUNTY OF ALAHEDA SS.			
On 20 = 8.2004, before me, LESLEY AND McCLW personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.			
WITNESS my hand and official seal.			
[SEAL]  Notary Signature  Notary Signature			



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Client Code: ABGENIX.052A

Page 3

IN TESTIMONY	WHEREOF, I hereunto se	t my hand and seal this day of, 2004.
·		William J. LaRochelle
STATE OF	Ì	
COUNTY OF	} ss.	
instrument, and acknowled	lged to me that he execute	personally appeared personally known to evidence) to be the person whose name is subscribed to the withing the same in his authorized capacity, and that by his signature on the ich the person acted, executed the instrument.
•	nd and official seal.	ien die person acted, executed die histratione.
[SEAL]		Notary Signature
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		Henri Stephen Lichenstein
STATE OF	)	
COUNTY OF	} ss.	
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WITNESS my ha	nd and official seal.	
[SEAL]		Notary Signature
		rotary Signature

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